

08/09/01
J1050 U.S. PTO
09/925664

08-10-01

PATENT
my Docket No.: GENITOPE-06499

A

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Box Patent Application
Assistant Commissioner For Patents
Washington, D.C. 20231

NEW APPLICATION TRANSMITTAL

Transmitted herewith for filing is the patent application of Dan W. Denney, Jr. for **Methods Of Treating Lymphoma And Leukemia**.

CERTIFICATION UNDER 37 C.F.R. § 1.10

I hereby certify that this New Application Transmittal and the documents referred to as enclosed therein are being deposited with the U.S. Postal Service on this date **August 9, 2001** in an envelope as "Express Mail Post Office to Addressee" Mailing Label Number **EL 790 816 638 US** addressed to: **Box Patent Application**, Assistant Commissioner For Patents, Washington, D.C. 20231.

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Susan M. McClintock
Susan M. McClintock

1. **Type Of Application**

This new application is for a(n)

- ☒ Original (nonprovisional)
☒ Divisional.

2. **Benefit Of Prior U.S. Application(s)** (35 U.S.C. §§ 119(e), 120, or 121)

- ☒ The new application being transmitted claims the benefit of prior U.S. application(s) and enclosed are **ADDED PAGES FOR NEW APPLICATION TRANSMITTAL WHERE BENEFIT OF PRIOR U.S. APPLICATION(S) CLAIMED**.

3. **Papers Enclosed That Are Required For Filing Date Under 37 C.F.R. § 1.53(b) (Regular) or 37 C.F.R. § 1.153 (Design) Application**

142 Pages of Specification
4 Pages of Claims
1 Page of Abstract
26 Sheets of Formal Drawings

4. **Additional Papers Enclosed**

- ☒ Preliminary Amendment

5. **Declaration**

- ☒ Enclosed
☒ Executed by inventor.

6. **Inventorship Statement**

The inventorship for all the claims in this application is:

- ☒ the same

7. **Language**

- ☒ English

8. **Fee Calculation (37 C.F.R. § 1.16)**

- ☒ Regular application

CLAIMS AS FILED

Number Filed	Number Extra	Rate	Basic Fee - \$710.00 (37 C.F.R. § 1.16(a))
Total Claims (37 C.F.R. § 1.16(c))	12 - 20 =	0 × \$18.00 =	\$0.00
Independent Claims (37 C.F.R. § 1.16(b))	2 - 3 =	0 × \$80.00 =	\$0.00
Multiple Dependent Claim(s), if any (37 C.F.R. § 1.16(d))	+ \$270.00 =		\$0.00
Filing Fee Calculation			\$710.00

9. **Small Entity Statement(s)**

- ☒ Verified Statement(s) that this is a filing by a small entity under 37 C.F.R. §§ 1.9 and 1.27 is declared.

Filing Fee Calculation (50% of above) \$355.00

10. **Fee Payment Being Made At This Time**

- ☒ Enclosed
☒ basic filing fee

\$355.00

Total Fees Enclosed \$355.00

11. **Method of Payment of Fees**

- ☒ Check in the amount of \$355.00

12. **Authorization To Charge Additional Fees and Credit Overpayment**

- ☒ The Commissioner is hereby authorized to charge payment of any fees associated with this communication or credit any overpayment to Deposit Account No.: 08-1290. An originally executed duplicate of this transmittal is enclosed for this purpose.

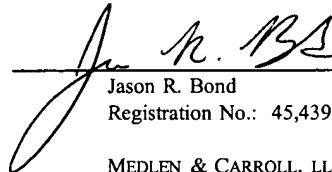
13. **Power of Attorney by Assignee**

- ☒ Enclosed (unexecuted)

14. **Return Receipt Postcard**

- ☒ Enclosed

Dated: August 9, 2001


Jason R. Bond
Registration No.: 45,439

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☒ **Incorporation By Reference Of Added Pages**

- ☒ Plus Added Pages For New Application Transmittal Where Benefit Of Prior U.S. Application(s) Claimed

Number of pages added 1

ADDED PAGES FOR APPLICATION TRANSMITTAL
WHERE BENEFIT OF PRIOR U.S. APPLICATION(S) CLAIMED

15. Relate Back

A. 35 U.S.C. § 119(e)

B. 35 U.S.C. §§ 120, 121 and 365(c)

- ☒ Amend the Specification by inserting before the first line the sentence: "This is a Divisional of copending application(s) U.S. Serial No. 09/370,453, filed August 9, 1999, which is a Divisional of U.S. Serial No. 08/761,277, filed December 6, 1996, now U.S. Patent 5,972,334, which is a Continuation-in-part of U.S. Serial No. 08/644,664, filed May 1, 1996, now U.S. Patent 5,776,746."

16. Further Inventorship Statement Where Benefit Of Prior Application(s) Claimed

- a. This application discloses and claims only subject matter disclosed in the prior application whose particulars are set out above and the inventor(s) in this application are
☒ the same.